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8 ATTORNEYS FOR Debtor

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11 UNITED STATES BANKRUPTCY COURT
12 NORTHERN DISTRICT OF CALIFORNIA

13 In re:) Case No. 13-53491
14 272 E SANTA CLARA GROCERY, LLC,) CHAPTER 11
15) Debtor.) DEBTOR'S UPDATED STATEMENT
16)) REGARDING DEBTOR'S COMBINED
17)) PLAN AND DISCLOSURE
18)) STATEMENT (January 17, 2014)
19)) Date: February 6, 2014
20)) Time: 1:30 p.m.
21)) Place:
22)) 280 S. First Street, Crt. Room 3099
23)) San Jose, CA 95113
24)) Judge: Hon. Stephen L. Johnson

25)
26 TO THE HONORABLE STEPHEN L. JOHNSON, UNITED STATES BANKRUPTCY
27 COURT JUDGE; THE OFFICE OF THE UNITED STATES TRUSTEE; BOSTON
28 PRIVATE BANK & TRUST COMPANY; and all other interested parties:

29 COMES NOW, Debtor 272 E. Santa Clara Grocery, LLC ("Debtor") and submits this
30 Updated Statement Regarding Debtor's Combined Plan and Disclosure Statement (January
31 17, 2014) (Disclosure Statement).

32 **I. Debtor Proposes Simple Amendments To Its Disclosure Statement To Address**
33 **Matters Raised By The US Trustee.**

34 DEBTOR'S UPDATED STATEMENT REGARDING DEBTOR'S COMBINED PLAN AND DISCLOSURE STATEMENT (January 17,
35 2014)

1 The US Trustee raised, informally, some amendments to the Disclosure Statement.
2 Debtor, as deemed appropriate by the court, is willing to make the following simple
3 amendments to its Disclosure Statement to address matters raised informally by the US
4 Trustee:

5 Page 8-Part 5 (a) – replace current language with “Debtor shall not receive a discharge
6 of debts and the effect of confirmation is governed by Bankruptcy Code 1141.”

7 Page 9-10-Part 6 (f) replace current language with “If the case is at any time converted
8 to one under Chapter 7, the Chapter 7 estate shall consist of all property not administered
9 pursuant to the plan. Such property shall be administered by the Chapter 7 Trustee as
10 prescribed in Chapter 7 of the Bankruptcy Code.”

11 Page 10-Part 6 (g) – strike duplicate language at end of paragraph “Chevron and prior
12 owners, occupants of real property”

13 Page 12-Part 7 (j) – add period at end of sentence

14 **II. Conclusion.**

15 For the foregoing reasons the court should sustain Debtor’s objection to the various
16 Disclosure Statements and Plans filed by BPB and approve Debtor’s Combined Disclosure
17 Statement and Plan filed January 17, 2014.

18 **Dated: February 5, 2014**

CAMPEAU GOODSELL SMITH
/s/ William J. Healy
William J. Healy

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DEBTOR’S UPDATED STATEMENT REGARDING DEBTOR’S COMBINED PLAN AND DISCLOSURE STATEMENT (January 17,

2014)

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